

# **EXHIBIT 4**

**U.S. District Court  
Eastern District of New York (Central Islip)  
CIVIL DOCKET FOR CASE #: 2:16-cv-03527-JFB-ARL**

Pidot et al v. New York State Board of Elections et al  
Assigned to: Judge Joseph F. Bianco  
Referred to: Magistrate Judge Arlene R. Lindsay  
Cause: 28:1343 Violation of Civil Rights

Date Filed: 06/27/2016  
Date Terminated: 07/06/2016  
Jury Demand: None  
Nature of Suit: 441 Civil Rights: Voting  
Jurisdiction: Federal Question

**Plaintiff**

**Philip Pidot**

*individually and as representatives of  
eligible Republican Party voters in Suffolk,  
Nassau and Queens County within New  
York's Third Congressional District,*

represented by **David V. Simunovich**  
Stroock & Stroock & Lavan LLP  
180 Maiden Lane  
New York, NY 10038  
(212)806-5400  
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**ATTORNEY TO BE NOTICED**

**Jerry H. Goldfeder**  
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**ATTORNEY TO BE NOTICED**

**Plaintiff**

**Nancy Hawkins**

*individually and as representatives of  
eligible Republican Party voters in Suffolk,  
Nassau and Queens County within New  
York's Third Congressional District,*

represented by **David V. Simunovich**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Jerry H. Goldfeder**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**New York State Board of Elections**

represented by **Brian Lee Quail**  
NYS Board of Elections  
40 N Pearl Street  
Floor 5  
Albany, NY 12207  
518-473-5088  
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LEAD ATTORNEY

**William John McCann , Jr.**  
NYS Board of Elections  
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Email: william.mccann@elections.ny.gov  
LEAD ATTORNEY  
ATTORNEY TO BE NOTICED

**Defendant**

**Peter Kosinski**  
*in their official capacities as Co-Chairs of  
the New York State Board of Elections*

represented by **William John McCann , Jr.**  
(See above for address)  
LEAD ATTORNEY  
ATTORNEY TO BE NOTICED

**Brian Lee Quail**  
(See above for address)  
ATTORNEY TO BE NOTICED

**Defendant**

**Douglas Kellner**  
*in their official capacities as Co-Chairs of  
the New York State Board of Elections*

represented by **Brian Lee Quail**  
(See above for address)  
LEAD ATTORNEY

**William John McCann , Jr.**  
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ATTORNEY TO BE NOTICED

**Defendant**

**Andrew J. Spano**  
*in their official capacities as Commissioners  
of the New York State Board of Elections*

represented by **Brian Lee Quail**  
(See above for address)  
LEAD ATTORNEY  
ATTORNEY TO BE NOTICED

**William John McCann , Jr.**  
(See above for address)  
LEAD ATTORNEY  
ATTORNEY TO BE NOTICED

**Defendant**

**Gregory P. Peterson**  
*in their official capacities as Commissioners  
of the New York State Board of Elections*

represented by **William John McCann , Jr.**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Brian Lee Quail**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Defendant**

**Todd D. Valentine**  
*in their official capacities as Executive  
Directors of the New York State Board of  
Elections*

represented by **William John McCann , Jr.**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Brian Lee Quail**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Defendant**

**Robert A. Brehm**  
*in their official capacities as Executive  
Directors of the New York State Board of  
Elections*

represented by **Brian Lee Quail**  
(See above for address)  
**LEAD ATTORNEY**

**William John McCann , Jr.**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Defendant**

**Jack Martins**

represented by **Joseph Nocella**  
Law Office of Joseph Nocella  
3972 Franklin Ave  
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**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
06/27/2016	<a href="#"><u>1</u></a>	COMPLAINT against All Defendants Was the Disclosure Statement on Civil Cover Sheet completed -NO,, filed by Nancy Hawkins, Philip Pidot. (Attachments: # <a href="#"><u>1</u></a> Civil Cover Sheet) (Kanellopoulos, John) (Entered: 06/28/2016)
06/27/2016	<a href="#"><u>2</u></a>	Summons Issued as to New York State Board of Elections. (Kanellopoulos, John) (Entered: 06/28/2016)
06/27/2016	<a href="#"><u>3</u></a>	Summons Issued as to Peter Kosinski. (Kanellopoulos, John) (Entered: 06/28/2016)
06/27/2016	<a href="#"><u>4</u></a>	Summons Issued as to Douglas Kellner. (Kanellopoulos, John) (Entered: 06/28/2016)
06/27/2016	<a href="#"><u>5</u></a>	Summons Issued as to Andrew J. Spano. (Kanellopoulos, John) (Entered: 06/28/2016)

06/27/2016	<a href="#">6</a>	Summons Issued as to Gregory P. Peterson. (Kanellopoulos, John) (Entered: 06/28/2016)
06/27/2016	<a href="#">7</a>	Summons Issued as to Todd D. Valentine. (Kanellopoulos, John) (Entered: 06/28/2016)
06/27/2016	<a href="#">8</a>	Summons Issued as to Robert A. Brehm. (Kanellopoulos, John) (Entered: 06/28/2016)
06/27/2016	<a href="#">9</a>	Summons Issued as to Jack Martins. (Kanellopoulos, John) (Entered: 06/28/2016)
06/27/2016	<a href="#">10</a>	Unsigned Order to Show Cause by Nancy Hawkins, Philip Pidot (Attachments: # <a href="#">1</a> Declaration) (Kanellopoulos, John) (Entered: 06/28/2016)
06/27/2016		FILING FEE: \$ 400.00, receipt number 20516 (Kanellopoulos, John) (Entered: 06/28/2016)
06/27/2016	<a href="#">11</a>	ORDER: As set forth on the record, plaintiffs did not serve the defendants and confirmed that they are not seeking to enjoin the primary election scheduled to take place tomorrow but rather are seeking, inter alia, to enjoincertification of a Republican candidate as it relates to the general election ballot for Representative in Congress for New York's Third Congressional District. The Court has directed plaintiffs to serve the complaint and accompanying papers (and this Order) on the defendants by tomorrow andhas scheduled a conference for 10:45 a.m. on Wednesday, June 29, 2016, to give defendants an opportunity to be heard regarding the Order to Show Cause. The Court does not believe that any temporary restraining order is necessary as plaintiffs have not demonstrated, in light of the fact that the primary is going to place tomorrow, any irreparable harm that will occur by Wednesdaymorning in the absence of an injunction related to the general election ballot.. Ordered by Judge Joseph F. Bianco on 6/27/2016. (Bollbach, Jean) (Entered: 06/28/2016)
06/27/2016	<a href="#">12</a>	Pro Se Consent to Electronic Notification by Philip Pidot (Kanellopoulos, John) (Entered: 06/28/2016)
06/28/2016	<a href="#">13</a>	In accordance with Rule 73 of the Federal Rules of Civil Procedure and Local Rule 73.1, the parties are notified that <b>if</b> all parties consent a United States magistrate judge of this court is available to conduct all proceedings in this civil action including a (jury or nonjury) trial and to order the entry of a final judgment. Attached to the Notice is a blank copy of the consent form that should be filled out, signed and filed electronically <b>only if all</b> parties wish to consent. The form may also be accessed at the following link: <a href="http://www.uscourts.gov/uscourts/FormsAndFees/Forms/AO085.pdf">http://www.uscourts.gov/uscourts/FormsAndFees/Forms/AO085.pdf</a> . <b>You may withhold your consent without adverse substantive consequences. Do NOT return or file the consent unless all parties have signed the consent.</b> (Kanellopoulos, John) (Entered: 06/28/2016)
06/28/2016	<a href="#">14</a>	NOTICE of Appearance by Brian Lee Quail on behalf of Robert A. Brehm, Douglas Kellner, Peter Kosinski, New York State Board of Elections, Gregory P. Peterson, Andrew J. Spano, Todd D. Valentine (aty to be noticed) (Quail, Brian) (Entered: 06/28/2016)
06/28/2016	<a href="#">15</a>	NOTICE of Appearance by William John McCann, Jr on behalf of Robert A. Brehm, Douglas Kellner, Peter Kosinski, New York State Board of Elections, Gregory P. Peterson, Andrew J. Spano, Todd D. Valentine (aty to be noticed) (McCann, William) (Entered: 06/28/2016)
06/29/2016	<a href="#">16</a>	NOTICE of Appearance by Douglas A. Kellner on behalf of Douglas Kellner (aty to be noticed) (Kellner, Douglas) (Entered: 06/29/2016)
06/29/2016	<a href="#">17</a>	Minute Entry for proceedings held before Judge Joseph F. Bianco:order to show cause held on 6/29/2016, motin response by 7/5/16, reply by 7/7/16 ( oral argument set for 7/11/2016 01:30 PM in Courtroom 1020 before Judge Joseph F. Bianco.) (Tape #ftr 11:09 - 11:59.) (Bollbach, Jean) (Entered: 06/29/2016)

06/29/2016	<a href="#">18</a>	SUMMONS Returned Executed by Philip Pidot. Jack Martins served on 6/27/2016, answer due 7/18/2016; Todd D. Valentine served on 6/27/2016, answer due 7/18/2016. (Bollbach, Jean) (Entered: 06/29/2016)
06/29/2016	<a href="#">19</a>	First Motion to Appear by Telephone by Robert A. Brehm, Douglas Kellner, Peter Kosinski, New York State Board of Elections, Gregory P. Peterson, Andrew J. Spano, Todd D. Valentine. (McCann, William) (Entered: 06/29/2016)
06/30/2016	<a href="#">20</a>	NOTICE of Appearance by Joseph Nocella on behalf of Jack Martins (aty to be noticed) (Nocella, Joseph) (Entered: 06/30/2016)
06/30/2016		ORDER granting <a href="#">19</a> Motion to Appear by Telephone. The Court has received defendant New York State Board of Elections and related defendants' request to participate telephonically at the oral argument scheduled for July 11, 2016. The request is granted. IT IS HEREBY ORDERED that defendant New York State Board of Elections and related defendants may participate telephonically at the oral argument scheduled for July 11, 2016. SO ORDERED. Ordered by Judge Joseph F. Bianco on 6/30/2016. (Dolecki, Lauren) (Entered: 06/30/2016)
07/05/2016	<a href="#">21</a>	NOTICE of Appearance by Jerry H. Goldfeder on behalf of All Plaintiffs (aty to be noticed) (Goldfeder, Jerry) (Entered: 07/05/2016)
07/05/2016	<a href="#">22</a>	NOTICE of Appearance by David V. Simunovich on behalf of All Plaintiffs (aty to be noticed) (Simunovich, David) (Entered: 07/05/2016)
07/05/2016	<a href="#">23</a>	NOTICE of Voluntary Dismissal by Nancy Hawkins, Philip Pidot (Goldfeder, Jerry) (Entered: 07/05/2016)
07/05/2016	<a href="#">24</a>	First MOTION to Intervene by <i>Macedo, et. al. filed on behalf of John Ciampoli with his permission</i> by Jack Martins. (Attachments: # <a href="#">1</a> Appendix Timeline, # <a href="#">2</a> Exhibit Exhibits A&B, # <a href="#">3</a> Exhibit Exhibit C part 1 of 4, # <a href="#">4</a> Exhibit Exhibit C part 2 of 4, # <a href="#">5</a> Exhibit Exhibit C part 3 of 4, # <a href="#">6</a> Exhibit Exhibit C part 4 of 4) (Nocella, Joseph) (Entered: 07/05/2016)
07/05/2016	<a href="#">25</a>	Letter MOTION to Dismiss <i>and Brief in Opposition</i> by Jack Martins. (Nocella, Joseph) (Entered: 07/05/2016)
07/06/2016	<a href="#">26</a>	ORDER DISMISSING CASE voluntarily without prejudice. The clerk of the court shall close the case.. Ordered by Judge Joseph F. Bianco on 7/6/2016. (Bollbach, Jean) (Entered: 07/06/2016)

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